I, Paul L. Havel, hereby certify that this document is being deposited on August 4, 2003, with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, and is addressed to the Commissioner for Trademarks, BOX TTAB – NO FEE, 2900 Crystal Drive, Arlington, Virginia 22202-3514.

Paul L. Have

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In re the application of Woodhouse Post &

Beam Homes, Inc.

Serial No.: 78/095,288

Published: August 13, 2002

Trademark: SMARTWOOD

08-04-2003

U.S. Patent & TMOfc/TM Mail Ropt Dt. #22

# SIXTH REQUEST FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION

Louisiana-Pacific Corporation, a Delaware corporation, with a business address of 805 S.W. Broadway Street, Suite 1200, Portland, Oregon 97205, respectfully requests that the time for filing an opposition to the subject application be extended for a period of sixty (60) days from August 4, 2003, to and including October 3, 2003.

The parties are in the process of settling the dispute. The parties have agreed in principle to enter into a consent agreement. A draft consent agreement was drafted by counsel for Opposer. The draft has been reviewed by counsel for Applicant, and the parties are now finalizing terms and exchanging signatures. The parties believe that the agreement will be finalized and completed in the next 60 days. Counsel for Applicant, Lewis F. Gould, Jr., agreed to this extension of time on August 4, 2003.

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Sixth Request for Extension of Time for Filing Notice of Opposition Express Mail Mailing Label No. ET656887659US PDXDOCS:1370536. 1

This request is being submitted in triplicate.

RESPECTFULLY SUBMITTED this 4th day of August, 2003.

-PACIFIC CORPORATION

Miller Nash LLP

111 S.W. Fifth Avenue, Suite 3400

Portland, Oregon 97204-3638 Phone: (503) 224-5858 Fax: (503) 224-0155

Attorneys for Louisiana-Pacific Corporation

#### **CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing SIXTH REQUEST FOR EXTENSION OF TIME FOR FILING NOTICE OF OPPOSITION was served via facsimile and first class mail, on Lewis F. Gould, Jr., Duane Morris LLP, Suite 4200, One Liberty Place, Philadelphia, Pennsylvania 19103-7396, Attorneys for Woodhouse Post & Beam Homes, Inc., this 4th day of August, 2003.

Paul L. Hayel

Attorneys for Louisiana-Pacific Corporation

Miller Nash LLP

3400 U. S. Bancorp Tower

111 S.W. Fifth Avenue

Portland, Oregon 97204-3638 Telephone: (503) 224-5858



Miller Nash LLP 3400 U.S. Bancorp Tower 111 S.W. Fifth Avenue Portland, OR 97204-3638 (503) 224-5858 (503) 224-0155 fax

4400 Two Union Square 601 Union Street Seattle, WA 98101-2352 (206) 622-8484 (206) 622-7485 fax

500 E. Broadway, Suite 400 Post Office Box 694 Vancouver, WA 98666-0694 (360) 699-4771 (360) 694-6413 fax

Paul L. Havel paul.havel@millernash.com (503) 205-2596 direct line

August 4, 2003

### VIA EXPRESS MAIL

Commissioner for Trademarks BOX TTAB - NO FEE 2900 Crystal Drive Arlington, Virginia 22202-3514

08-04-2003

U.S. Patent & TMOfc/TM Mail Ropt Dt. #22

Subject:

Sixth Request for Extension of Time for Filing Notice of Opposition

Against the United States Trademark Application for

**SMARTWOOD** 

Application Serial No.: 78/095,288 Our Reference No.: 060120-0477.24

#### Madam:

Enclosed on behalf of Louisiana-Pacific Corporation are:

- 1. A sixth request for extension of time for filing notice of opposition, filed in triplicate; and
  - 2. A postcard to acknowledge receipt of this request.

Pursuant to 37 CFR § 2.119(a), this notice is also being served via first-class mail on the attorneys for Woodhouse Post & Beam Homes, Inc. All correspondence in this matter should be directed to the undersigned.

Paul L. Have

cc w/enc.:

Mr. Lewis F. Gould, Jr. (Via Facsimile and First Class Mail)

Express Mail Mailing Label No: ET656887659US

Paul L. Havel, hereby certify that this document is being deposited on August 4, 2003, with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, and is addressed to the Commissioner for Trademarks, BOX TTAB – NO FEE, 2900 Crystal Drive, Arlington, Virginia, 22202-35 14.

Paul L. Havel